

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

FREDDIE M. MOULTRIE	:	CIVIL ACTION
	:	
v.	:	
	:	
DAVID DIGUGLIELMO, et al.	:	NO. 07-4718

ORDER

AND NOW, this 28<sup>th</sup> day of February, 2008, upon careful and independent consideration of the petition for a writ of habeas corpus and after review of the Report and Recommendation of United States Magistrate Judge Timothy R. Rice, and the objections thereto, IT IS HEREBY ORDERED that:

1. The Report and Recommendation is APPROVED and Adopted.
2. The objections are overruled.
3. The petition for a writ of habeas corpus is DISMISSED with prejudice.
4. There is no probable cause to issue a certificate of appealability.
5. The Clerk of the Court shall mark this file closed for statistical purposes.

BY THE COURT:

/s/ Mary A. McLaughlin  
MARY A. McLAUGHLIN, J.